

Department of Planning and Budget

2005 Fiscal Impact Statement

1. Bill Number SB 1317

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron Deeds

3. Committee Agriculture, Conservation and Natural Resources

4. Title Recycling of cell phones

5. Summary/Purpose: The bill would require a retailer selling a cell phone to have in place by July 1, 2007 a system of acceptance and collection of used cell phones for reuse, recycling, or proper disposal. The bill would require the recycling system to include specific elements. Under the provisions of the bill, on and after July 1, 2007, any cell phone retailer who sells a cell phone to a consumer without complying with the provisions of the bill may be subject to a civil penalty of up to \$1,000. The Department of Environmental Quality would be required on July 1, 2008, and each July 1 thereafter, to post on its website an estimated Virginia recycling rate for cell phones. The bill also would require state agencies that purchase or lease cell phones to require prospective bidders to certify that they have complied with the recycling requirements.

6. Fiscal impact: There could be some additional costs to the Department of Environmental Quality associated with the provisions of this bill. However, any such costs could be funded from existing resources. Although it is reasonable to expect that civil penalties would be collected as a result of the bill's penalty provisions, DPB cannot estimate the amount of any such revenues. (Under the bill's provisions, penalty revenues would be deposited to the Virginia Environmental Emergency Response Fund.) There would likely be no significant costs to the Office of the Attorney General associated with any civil actions brought by the Attorney General.

7. Budget amendment necessary: No.

8. Fiscal implications: See Item 6.

9. Specific agency or political subdivisions affected: Department of Environmental Quality; Office of the Attorney General.

10. Technical amendment necessary: No.

11. Other comments: None.

Date: 01/31/2005 / mar

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cc: Secretary of Natural Resources
Office of the Attorney General